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4 SELECT COMMITTEE TO INVESTIGATE THE
5 JANUARY 6TH ATTACK ON THE U.S. CAPITOL,
6 U.S. HOUSE OF REPRESENTATIVES,
7 WASHINGTON, D.C.

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11 DEPOSITION OF: ED MARTIN (NO-SHOW)

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15 Wednesday, February 23, 2022

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17 Washington, D.C.

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20 The deposition in the above matter was held via Zoom, commencing at 10:00 a.m.

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2 Appearances:

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5 For the SELECT COMMITTEE TO INVESTIGATE

6 THE JANUARY 6TH ATTACK ON THE U.S. CAPITOL:

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8 [REDACTED] INVESTIGATIVE COUNSEL

9 [REDACTED] STAFF ASSOCIATE

10 [REDACTED] CHIEF CLERK

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Well, let's go on the record then.

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Today is February 23rd, 2022. And the time is 10 a.m. We're virtually convened for the deposition of Mr. Ed Martin to be conducted by the House Select Committee to Investigate the January 6th Attack on the United States Capitol. My name is [REDACTED]. I am the designated select committee staff counsel for this proceeding.

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For the record, it is 10 a.m., and Mr. Martin is not present. The person transcribing this proceeding is the House stenographer and notary public authorized to administer oaths.

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On February 2nd, 2022, Chairman Bennie Thompson issued a subpoena to Mr. Martin to produce documents by February 16th, 2022, and to testify at a deposition today, February 23rd, 2022, at 10 a.m. The subpoena is in connection with the select committee's investigation into the facts, circumstances, and causes of the January 6th attack and issues relating to the peaceful transfer of power in order to identify and evaluate lessons learned and to recommend to the House and its relevant committees corrective laws, policies, procedures, rules, or regulations.

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This inquiry includes examination of how various individuals, to include Mr. Martin, and entities coordinated their activities leading up to the events of January 6th, 2021. Mr. Martin has not produced any documents or appeared to testify today.

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I will mark as exhibit 1 and enter into the record the select committee subpoena to Mr. Martin, included with which are the materials that accompany the subpoena: namely a letter from the chairman, a document schedule of the accompanying production instructions, and a copy of the deposition rules.

1 [Martin Exhibit No. 1

2 Was marked for identification.]

3 [REDACTED] Included in this exhibit is a document called Document Production
4 Definition and Instruction; another document, which is a copy of the House Congressional
5 Record, page H41, dated January 4th, 2021, known as the deposition rules; and a copy of
6 section 3(b) of the House Resolution 8, dated January 4th, 2021.

7 I will mark as exhibit 2 and enter into the record proof of service of the February
8 2nd, 2022, subpoena for Mr. Martin.

9 [Martin Exhibit No. 2

10 Was marked for identification.]

11 [REDACTED] This subpoena was served by a Supervisory Deputy U.S. Marshal
12 on February 8th, 2022, at approximately 12:04 p.m. eastern time. The U.S. Marshal
13 served Mrs. Carol Martin, Mr. Eric Martin's wife, and she accepted service of the
14 subpoena on his behalf after calling Mr. Martin.

15 I will mark as exhibit 3 and enter into the record an email chain from select
16 committee staff to Mr. Martin.

17 [Martin Exhibit No. 3

18 Was marked for identification.]

19 [REDACTED] In this chain, select committee staff contacted Mr. Martin on
20 February 16th, February 21st, and February 22nd, informing him of his obligation to
21 produce documents and sit for a deposition, pursuant to the select committee subpoena.

22 Additionally, the select committee counsel left voice mails for Mr. Martin on
23 February 18th and February 22nd, informing him of the document production deadline
24 and deposition date. The email chain includes a link and directions for how -- for which
25 Mr. Martin could attend today's deposition.

1 With that, I will note for the record that it is 10:03 a.m., eastern time, and
2 Mr. Martin still has not appeared or communicated to the select committee that he will
3 appear today as required by the subpoena.

4 Accordingly, the record is now closed at 10:03 eastern time. Thank you.

5 [Whereupon, at 10:03 a.m., the deposition was concluded.]

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